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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91224140
Party	Defendant Vega Coffee, Inc.
Correspondence Address	Matthew J. Kuykendall WILSON SONSINI GOODRICH & ROSATI 650 Page Mill Road Palo Alto, CA 94304-1050 trademarks@wsgr.com
Submission	Answer
Filer's Name	Matthew J. Kuykendall
Filer's e-mail	trademarks@wsgr.com, mkuykendall@wsgr.com
Signature	/Matthew J. Kuykendall/
Date	11/09/2015
Attachments	Vega Coffee - Answer to Notice of Opposition.pdf(97568 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SEQUEL NATURALS LTD. and)	Opposition No.: 91224140
SEQUEL NATURALS, INC.,)	
)	
Opposers,)	
)	APPLICANT’S ANSWER TO
v.)	NOTICE OF OPPOSITION
)	
VEGA COFFEE, INC.,)	
)	Serial No. 86437583
Applicant.)	
)	
)	

Vega Coffee, Inc. (“Applicant”), through its undersigned attorneys, hereby submits this Answer to the Notice of Opposition filed by Sequel Naturals Ltd. and Sequel Naturals, Inc. (“Opposers”) in the above-mentioned proceeding. Unless expressly admitted herein, each allegation contained in the Notice of Opposition is denied.

1. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 1 of the Notice of Opposition, and therefore denies the allegations.
2. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 2 of the Notice of Opposition, and therefore denies the allegations.
3. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 3 of the Notice of Opposition, and therefore denies the allegations.
4. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 4 of the Notice of Opposition, and therefore denies the allegations.
5. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 5 of the Notice of Opposition, and therefore denies the allegations.
6. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 6 of the Notice of Opposition, and therefore denies the allegations.

7. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 7 of the Notice of Opposition, and therefore denies the allegations.
8. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 8 of the Notice of Opposition, and therefore denies the allegations.
9. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 9 of the Notice of Opposition, and therefore denies the allegations.
10. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 10 of the Notice of Opposition, and therefore denies the allegations.
11. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 11 of the Notice of Opposition, and therefore denies the allegations.
12. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 12 of the Notice of Opposition, and therefore denies the allegations.
13. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 13 of the Notice of Opposition, and therefore denies the allegations.
14. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 14 of the Notice of Opposition, and therefore denies the allegations.
15. Applicant denies the allegations of Paragraph 15 of the Notice of Opposition.
16. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 16 of the Notice of Opposition, and therefore denies the allegations.
17. Applicant denies the allegations of Paragraph 17 of the Notice of Opposition.
18. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 18 of the Notice of Opposition, and therefore denies the allegations.
19. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 19 of the Notice of Opposition, and therefore denies the allegations.
20. Applicant denies the allegations of Paragraph 20 of the Notice of Opposition.
21. Applicant denies the allegations of Paragraph 21 of the Notice of Opposition.
22. Applicant admits the allegations of Paragraph 22 of the Notice of Opposition.

23. Applicant admits the allegations of Paragraph 23 of the Notice of Opposition.
24. Applicant admits the allegations of Paragraph 24 of the Notice of Opposition.
25. Applicant admits the allegations of Paragraph 25 of the Notice of Opposition.
26. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 26 of the Notice of Opposition, and therefore denies the allegations.

27. Applicant denies the allegations of Paragraph 27 of the Notice of Opposition.
28. Applicant denies the allegations of Paragraph 28 of the Notice of Opposition.
29. Applicant admits the allegations of Paragraph 29 of the Notice of Opposition.
30. Applicant denies the allegations of Paragraph 30 of the Notice of Opposition.
31. Applicant denies the allegations of Paragraph 31 of the Notice of Opposition.
32. Applicant denies the allegations of Paragraph 32 of the Notice of Opposition.
33. Applicant denies the allegations of Paragraph 33 of the Notice of Opposition.
34. Applicant denies the allegations of Paragraph 34 of the Notice of Opposition.
35. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 35 of the Notice of Opposition, and therefore denies the allegations.

36. Applicant denies the allegations of Paragraph 36 of the Notice of Opposition.
37. Applicant lacks information sufficient to admit or deny the allegations of Paragraph 37 of the Notice of Opposition, and therefore denies the allegations.

38. Applicant denies the allegations of Paragraph 38 of the Notice of Opposition.
39. Applicant denies the allegations of Paragraph 39 of the Notice of Opposition.
40. Applicant denies the allegations of Paragraph 40 of the Notice of Opposition.
41. Applicant denies the allegations of Paragraph 41 of the Notice of Opposition.

First Affirmative Defense

42. The Notice of Opposition fails to set forth facts sufficient to entitle Opposers to the relief sought.

Second Affirmative Defense

43. The Notice of Opposition is barred by the doctrine of laches.

Third Affirmative Defense

44. The Notice of Opposition is barred by the doctrines of waiver, acquiescence and estoppel.

Dated: November 9, 2015

WILSON SONSINI GOODRICH & ROSATI
A Professional Corporation

By: _____


Aaron D. Hendelman
Matthew J. Kuykendall

Attorneys for Applicant
Vega Coffee, Inc.

Please address all communications concerning this proceeding to:

Aaron D. Hendelman
Matthew J. Kuykendall
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, California 94304-1050
Telephone: (650) 493-9300
Fax: (650) 493-6811
trademarks@wsgr.com

CERTIFICATE OF SERVICE BY MAIL

I, Janet Marcelo, declare:

I am employed in Santa Clara County. I am over the age of 18 years and not a party to the within action. My business address is Wilson Sonsini Goodrich & Rosati, 650 Page Mill Road, Palo Alto, California 94304-1050.

I am readily familiar with Wilson Sonsini Goodrich & Rosati's practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence would be deposited with the United States Postal Service on this date.

On this date, I served **APPLICANT'S ANSWER TO NOTICE OF OPPOSITION** on each person listed below, by placing the document described above in an envelope addressed as indicated below, which I sealed. I placed the envelope for collection and mailing with the United States Postal Service on this day, following ordinary business practices at Wilson Sonsini Goodrich & Rosati.

Erik M. Pelton
Erik M. Pelton & Associates, PLLC
P.O. Box 100637
Arlington, VA 22210

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Palo Alto, California on November 9, 2015.



Janet Marcelo